

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services - Prisons Service – Revision Petition filed by Sri M.V.N.P. Sastry, Deputy Jailor, Central Prison, Rajahmundry, against the penalty of "postponement of one annual grade increment for one years without cumulative effect" – Allowed – Set aside of penalty - Orders – Issued.

HOME (PRISONS. A) DEPARTMENT

G.O. Rt. No. 1164

Date: 13 -07-2010

Read the following:-

1. From the DIG of Prisons (CAR), Rajahmundry,
Charge Memo No. DIG/OS/1593/2009, dated 24-06-2009.
2. From the DIG of Prisons (CAR), Rajahmundry,
Proceedings No. DIG/OS/2789/2009, dated 10-12-2009.
3. From the DG & IGP & CS., AP., Hyderabad,
Proceedings No. EA2/42/2010, dated 26-02-2010.
4. From Sri M.V.N.P Sastry, Deputy Jailor,
Revision Petition, dated 30-03-2010.
5. From the DG & IGP & CS., AP., Hyderabad,
Lr No. EB2/137/2010, dated 07-05-2010.

ORDER :

In the reference 5th read above, the DG & IGP & CS., AP., Hyderabad, has forwarded the revision petition filed by Sri M.V.N.P. Sastry, Deputy Jailor, Central Prison, Rajahmundry, against the penalty of "postponement of one annual grade increment for one years without cumulative effect". The punishment was awarded by the DIG of Prisons (CAR), Rajahmundry, vide proceedings No. DIG/OS/2789/2009, dated 10-12-2009 and the appeal petition of the incumbent filed before the DG&IGP&CS., AP., Hyderabad, was rejected vide proceedings No. EA2/42/2010, dated 26-02-2010.

2. Sri M.V.N.P. Sastry, while working as Superintendent (Deputy Jailor), Sub-Jail, Kaikalur, Krishna District, was proceeded with disciplinary action under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991, for the following Articles of Charge issued by the DIG of Prisons (CAR), Rajahmundry, vide Memo No. DIG/OS/1593/2009, dated 24-06-2009:

ARTICLE OF CHARGE -I:

"That the said Sri M.V.N. Prabhakara Sastry, Superintendent (Deputy Jailor), Sub-Jail, Kaikalur, Krishna District, while functioning as Sub-Jail Superintendent has exhibited gross dereliction of duty resulting escape of two (2) Remand Prisoners namely (1) RP No. 120 Golla Neelambaram and (2) RP No. 267 Parasa Nagaraju from inside Sub-Jail, Kaikalur, Krishna District on 07-06-2009 at 3-30 PM, thus violated sub-rule (1) of Rule-3 of A.P. Civil Services (Conduct) Rules, 1964".

ARTICLE OF CHARGE -II:

"That the said Sri M.V.N. Prabhakara Sastry, Superintendent (Deputy Jailor), Sub-Jail, Kaikalur, Krishna District, while functioning as Sub-Jail Superintendent have not taken proper care while selecting the prisoners for kitchen white washing purpose and not keeping the guard at present and alerting position resulting that two Remand Prisoners were escaped from inside the jail, which is unbecoming of a Government employee belonging to discipline forces, thus violated sub-rule 1 of Rule 96 of A.P. Prison Rules, 1979".

3. The DIG of Prisons (CAR), Rajahmundry, has appointed Sri M. Vara Prasad, Deputy Superintendent of Jails, Central Prison, Rajahmundry, as Enquiry Officer to conduct enquiry into the articles of charge framed against the Charged Officer. The Enquiry Officer has submitted his report on 09-10-2009 holding the both charges against the Charged Officer as proved.

4. The DIG of Prisons (CAR), Rajahmundry, after following the due procedure prescribed in Andhra Pradesh Civil Services (CC&A) Rules, 1991, has awarded the delinquent officer the penalty of "postponement of annual grade increment for one year without cumulative effect" vide proceedings No. DIG/OS/2789/2009, dated 10-12-2009. The appeal petition preferred by the incumbent before the DG & IGP & CS., AP., Hyderabad, was rejected vide proceedings No. EA2/42/2010, dated 26-02-2010.

5. Aggrieved by the said punishment Sri M.V.N.P. Sastry, Deputy Jailor, in the reference 4th read above, has filed revision petition before the Government through the DG & IGP & CS., AP., Hyderabad. He submitted that he had not been negligent in his duties and requested to allow his revision petition as the currency of punishment would hamper his promotional avenues due shortly.

6. Government, after careful examination of the revision petition filed by Sri M.V.N.P. Sastry, Deputy Jailor, with reference to relevant records relating to the case, have taken the circumstances put forth by the appellant in his revision petition as well as past service rendered by the incumbent into consideration and it has been decided to set aside the penalty imposed against the individual.

7. Accordingly, the Government hereby set-aside the penalty of "postponement of one annual grade increment for one year without cumulative effect" imposed against Sri M.V.N.P. Sastry, Deputy Jailor, Central Prison, Rajahmundry, by the DIG of Prisons (CAR), Rajahmundry, vide proceedings No. DIG/OS/2789/2009, dated 10-12-2009.

8. The DG & IGP & CS., AP., Hyderabad, shall take necessary action accordingly.

9. The original records received from the DG&IGP&CS., A.P., Hyderabad, in the reference 5th read above, containing Case File (104 + 09 + 22 + 35 + 09) pages and Appeal File in No. EA2/42/2010 (20) pages are returned herewith. The receipt of the records shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY MISRA
PRINCIPAL SECRETARY TO GOVERNMENT

To

The Director General & Inspector General of Prisons,
& Correctional Services Andhra Pradesh, Hyderabad. (with records)

The individual **through** the DG&IGP&CS., A.P., Hyderabad.

The DIG of Prisons (CAR), Rajahmundry.

SF/SC

// FORWARDED :: BY ORDER //

SECTION OFFICER